

Eastern District of California

Honorable Thomas C. Holman
Bankruptcy Judge
Sacramento, California

August 7, 2013 at 9:30 A.M.

1. [13-26400](#)-B-7 HELENA MOSLEY STATUS CONFERENCE RE: COMPLAINT
[13-2196](#) 6-12-13 [[1](#)]
MOSLEY V. STATE OF CALIFORNIA,
FRANCHISE TAX BOARD

Disposition Without Oral Argument: Oral argument will not aid the court in rendering a decision on this matter.

The status conference is removed from the calendar. On August 6, 2013, the court signed an order approving the stipulation for entry of judgment filed by the parties on August 2, 2013 (Dkt. 7), and judgment pursuant to the stipulation. The adversary proceeding is resolved.

For counsel's future reference, stipulations for entry of judgment in adversary proceedings in this department should be accompanied by two separate proposed documents for court's signature: 1.) a proposed order which states only that the stipulation is "approved and is binding between the parties thereto," and 2.) a proposed form of judgment that is consistent with the terms of the stipulation.

2. [12-28102](#)-B-13 RALPH/SUZANNE EMERSON STATUS CONFERENCE RE: AMENDED
[13-2176](#) COMPLAINT
EMERSON ET AL V. EMOVATIONS 6-7-13 [[5](#)]
INCORPORATED

Tentative Ruling: The status conference is continued to October 16, 2013, at 9:30 a.m. If the adversary proceeding is not resolved by September 17, 2013, the parties shall comply with the court's Order to Confer on Initial Disclosures and Setting Deadlines (Dkt. 5) (the "OTC") as if the date of the status conference set in the reissued summons were the status conference date set in the original summons (Dkt. 3). Failure to comply with the orders herein or with the OTC may result in the imposition of sanctions under Fed. R. Bankr. P. 7016, incorporating Fed. R. Civ. P. 16(f). Such sanctions may include any of the sanctions listed in F.R.Civ.P. 37(b) (2) (A) (ii)-(vii), including dismissal of the action for plaintiff's failure to comply or striking defendant's answer (if one has been filed) and entering defendant's default for defendant's failure to comply.

The court will issue a minute order.

3. [13-24845](#)-B-13 JACKSON STIEB CONTINUED STATUS CONFERENCE RE:
[13-2139](#) COMPLAINT
STIEB, JR. V. RECONTRUST 4-23-13 [[1](#)]
COMPANY

Tentative Ruling: The status conference is removed from the calendar. By order entered July 29, 2013, (Dkt. 16) the adversary proceeding was dismissed.

4. [12-29353](#)-B-11 DANIEL EDSTROM CONTINUED STATUS CONFERENCE RE:
[13-2132](#) COMPLAINT
EDSTROM V. AUBURN LAKE TRAILS 4-18-13 [[1](#)]
PROPERTY OWNERS ASSOCIATION ET

Disposition Without Oral Argument: The status conference is removed from the calendar. By order entered August 2, 2013 (Dkt. 55), the court continued this status conference to November 13, 2013, at 9:30 AM pursuant to the request of the parties.

5. [13-25154](#)-B-7 JAMES RILEY CONTINUED STATUS CONFERENCE RE:
[13-2168](#) COMPLAINT
RYBOLT V. RILEY, IV 5-16-13 [[1](#)]

Tentative Ruling: None.

6. [13-25154](#)-B-7 JAMES RILEY CONTINUED STATUS CONFERENCE RE:
[13-2168](#) COMPLAINT
RYBOLT V. RILEY, IV 5-16-13 [[1](#)]

Disposition Without Oral Argument: Oral argument will not aid the court in rendering a decision on this matter.

This matter is removed from the calendar. It is a duplicate of matter 5 on this calendar.

7. [11-37776](#)-B-7 WILLIAM/BARBARA REAGAN CONTINUED STATUS CONFERENCE RE:
[11-2691](#) COMPLAINT
ELDRIDGE PRODUCTS, INC. V. 10-26-11 [[1](#)]
REAGAN ET AL

Tentative Ruling: None.

8. [13-23188](#)-B-7 SHAWN/MARY PETERS STATUS CONFERENCE RE: COMPLAINT
[13-2183](#) 6-5-13 [[1](#)]
MCGREEVY V. PETERS ET AL

Disposition Without Oral Argument: Oral argument will not aid the court in rendering a decision on this matter.

The status conference is continued to October 16, 2013, at 9:30 a.m. for resolution of the motions to dismiss set for hearing on September 17, 2013, at 9:32 a.m. If the adversary proceeding is not resolved by September 17, 2013, the parties shall comply with the court's Order to Confer on Initial Disclosures and Setting Deadlines (Dkt. 5) (the "OTC") as if the date of the status conference set in the reissued summons were the status conference date set in the original summons (Dkt. 3). Failure to comply with the orders herein or with the OTC may result in the imposition of sanctions under Fed. R. Bankr. P. 7016, incorporating Fed. R. Civ. P. 16(f). Such sanctions may include any of the sanctions listed in F.R.Civ.P. 37(b)(2)(A)(ii)-(vii), including dismissal of the action for plaintiff's failure to comply or striking defendant's answer (if one has been filed) and entering defendant's default for defendant's failure to comply.

The court will issue a minute order.